

From: [Char Naylor](#)
To: [Urelius, Karen M CIV USARMY CENWS \(US\)](#)
Cc: [Shuckhart, Andrew J CIV USARMY CENWS \(US\)](#); [Bennett, Matthew J CIV USARMY CENWS \(US\)](#)
Subject: [EXTERNAL] RE: Nationwide Permit Section 401 WQC Determinations Due
Date: Monday, March 06, 2017 11:19:37 AM
Importance: High

The Puyallup Tribe of Indians will be denying without prejudice WQC for activities within our jurisdictional authority under the 2017 NWP program. NWP applications may be sent to Char Naylor at 3009 E. Portland Ave, Tacoma, WA 98404 or emailed to char.naylor@puyalluptribe.com. Please see Russ Ladley at russ.ladley@puyalluptribe.com.

Please confirm receipt and thank you Karen, Char

Char Naylor
Water Quality Program Manager
phone 253-680-5520
cell 253-405-7815
e-mail char.naylor@puyalluptribe.com

-----Original Message-----

From: Urelius, Karen M CIV USARMY CENWS (US) [<mailto:Karen.M.Urelius@usace.army.mil>]
Sent: Wednesday, February 22, 2017 3:45 PM
To: Urelius, Karen M CIV USARMY CENWS (US)
Cc: Shuckhart, Andrew J CIV USARMY CENWS (US); Bennett, Matthew J CIV USARMY CENWS (US)
Subject: Nationwide Permit Section 401 WQC Determinations Due

Good Afternoon,

This is a reminder that the 401 agencies and Tribes have 60 days from the date of the Final Rule to make 401 WQC decisions for the 2017 Nationwide Permits (NWP). The 60 days will end on March 7, 2017. This publication of the final NWPs in the Federal Register serves as the Corps' application for water quality certification (WQC) under Section 401 of the Clean Water Act for those NWPs that will result in a discharge in Tribal lands where you have WQC authority. We sent two letters regarding this matter (June 2016 and January 2017). If you need a copy of either of these letters, please let me know and I would be happy to send you a scanned copy.

The NWP Final Rule states that if the certifying 401 agency does not make its water quality certification decision by March 7, 2017, then water quality certification will be considered waived (see 82 FR 1863). I have attached a copy of the NWP Final Rule.

In the past, you have denied WQC for activities authorized by the NWPs within Tribal lands where you have WQC authority. If you decide to do this, the Corps will deny authorization for those activities without prejudice. This means that anyone wanting to perform activities must first obtain an activity-specific WQC or waiver thereof from you before proceeding under the NWP.

Please mail or email me your 401 certification decision at your earliest convenience. If I do not hear from you before March 7, 2017, your water quality certification will be considered waived. I am available via email or phone for questions.

Sincerely,

Karen Urelius
Sr. Project Manager, Regulatory Branch
U.S. Army Corps of Engineers
(206) 764-3482